

9/17

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - SEPTEMBER 22, 2003

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦ Resume: _____ Stop: _____ ♦ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - CONFIRMATIONS

Krippendorf HELEN BERNIER-chl3 7-03-02039 Connelly/VS
Plan filed 5/27, d/e # 25 *contd from 7/28*
Trustee Report, Objection and Showcause: Dismiss/convert, filed 6/25, d/e # 20

Janney KRYSTAL RUTLEDGE 7-03-00950 Connelly/SL
Mod Plan filed 6/27; d/e # 26, 27 *contd from 8/25*
----Fur. Mod to plan filed 8/27; set for 10/27 @ 9:30
Trustee Motion convert/dismiss filed 4/21 d/e # 16, *contd fr 5/27, 7/14 & 8/25*
Objection: GMAC Mortgage (McQuiddy) [d/e # 31 *contd fr 8/25*

Shelor MARGARET MCKINNEY-chl3 7-03-00913 Connelly/VS
Mod Plan filed 6/12 d/e # 24, 25 - *contd from 7/28 & 8/25 for atty to ck status of objs*
Motion of Trustee to Convert/dismiss, d/e # 22, *contd from prior hearings;*
Obj of City of Roanoke, d/e # 20, *from prior hearing*
Obj: City of Roanoke d/e # 26, filed 7/18 (Collins)

Giles NANCY KELLIS 7-03-02754 Connelly/SL
Contd from 9/8
Amended Plan filed 7/25 d/e # 16, with c/s
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 19]

Roanoke Calendar - 9/22/03

9:30 A.M. - CONFIRMATIONS

Creasy	DANIEL & SANDRA MARTIN	7-03-02713	Connelly/VS
	Plan filed 7/8; d/e # 13 <i>contd from 9/8</i>		
	Trustee Report, Objection & Showcause: Dismiss/convert, filed 8/11; d/e # 16		
	Obj: America's Servicing Co (D. Carol Sasser) filed 8/21; d/e # 20		

Giles	ROBERT DICKERSON	7-03-02751	Connelly/GR
	<i>contd from 9/8</i>		
	Mod. Plan filed 7/21 [d/e # 13]		

Hart	CAROL ALLEN-chl3	7-01-03213	Connelly/VS
	Mod Plan filed 7/8; d/e # 39, 40 <i>contd from 9/8</i>		
	Trustee Motion to Dismiss or convert filed 6/2; d/e # 35 <i>contd fr 6/23 ,7/14 & 9/8</i>		

M Giles	HARVEY & SHARON FITZGERALD-chl3	7-02-05123	Connelly/VS
	Mod Plan filed 8/6; d/e # 31, 32 (<i>confirmed previously on 3/11/03</i>)		

Hart	VICKIE VAUGHN-chl3	7-03-02071	Connelly/GR
	Plan filed 5/14, d/e # 6 <i>contd from 7/28</i>		

Objection: City of Roanoke filed 6/30 [d/e # 18] –*settled by O/E at 7/28 hrg*
Trustee Report, Objection & Showcause: Dismiss or convert, filed 6/25, d/e # 17

Motion of Debtor to suspend payments - filed 8/26; d/e # 34

Roanoke Calendar - 9/22/03

9:30 A.M. - CONFIRMATIONS

M Giles WILLIAM BARNETTE & PATRICIA LOVE 7-03-02427 Connelly/NS
Mod Plan filed 7/25, d/e # 15, 16
Trustee Report, Obj & Showcause: Dismiss/convert, filed 7/17; d/e # 13 *contd fr 8/25*

M Hart HAROLD & CAROLYN PATTON 7-03-03016 Connelly/JJ
Mod Plan filed 8/15; d/e # 17 w/notice of hearing & objs deadline
Trustee Report, Opbjection and Motion to Dismiss/convert; filed 8/18; d/e # 19

Valuation: 2002 Chevy Cavalier: SunTrust Bank, filed 7/29; d/e # 12

Valuation: 1986 Ford F150 Pickup; Bill Smith Motors Inc filed 7/29; d/e # 13

Valuation: Furniture : Schewel Furn. Co Inc = filed 7/29; d/e # 14

Hart LAWRENCE REYNOLDS 7-03-01293 Connelly/VS
Mod Plan filed 7/31; d/e # 33, 35 ; Amended Schedules I & J d/e # 34
Obj: Countrywide Home Loans (Sasser) filed 9/17, d/e # 42

Motion #1: Relief - filed 7/1; d/e # 25 contd from 7/28 & 8/11
Countrywide Home Loans Inc (Sasser/Scott/Boylan) v. debtor & trustee
Answer filed , d/e # 27

P Brown HAROLD HAMLETT 7-03-01684 Connelly/AF
Amended Plan filed 7/28; d/e # 24, 25
**appearance of debtor atty waived IF current & can be confirmed*

Roanoke Calendar - 9/22/03

9:30 A.M. - CONFIRMATIONS

P Brown JOHN & TERESA SMITH 7-03-02941 Connelly/GR
Plan filed 7/7; d/e # 6
Trustee Report, Objection and Showcause filed 8/18; d/e # 16

P. Brown RUDOLPH & MELISSA CHEESBORO - Ch. 13 7-03-02844 Connelly/SO
Plan filed 6/30; d/e # 6
Obj: IRS (Eckert) filed 9/3; d/e # 19
Trustee's Report, Objection & Show Cause on Dismissal [d/e # 17]

Motion for Valuation of 1999 Chrysler Sebring (\$6,980)–Moore Loans, Inc.,
Creditor [d/e # 12]
Amended Motion filed 7/15 changing value to \$5,730 [d/e # 14]

Motion for Valuation of 1998 Jeep Cherokee Laredo (\$6,980)–Transouth Financial
Services, creditor [d/e # 13]

Krippendorf SHARON WYCHE - Ch. 13 7-03-02318 Connelly/AF
Mod. Plan filed 7/22 [d/e # 21, 22]
Trustee Report, Obj & Showcause: Dismiss/convert; contd from 8/11 , d/e # 18
Objs: AmeriCredit Financial Service's Objection – *cont'd from 8/11 to hear w/val mot:*

Valuation: AmeriCredit Financial Service(Epps/Higgs) 1997 Jeep Cherokee d/e # 19
-contd fr 8/11 for expert witness (If witness to be called; counsel to notify creditor's atty

15 days prior to hrg)

P. Brown DAVIS DEHART - Ch. 13 7-03-01685 Connelly/SL
Mod. Plan filed 7/28 [d/e # 25, 26]
Trustee Showcause : Convert/Dismiss d/e #16 contd from 7/14 to be heard w/mod plan
IRS Objection: Contd from 7/14 to be heard w/mod plan, d/e # 19 filed 7/10
–IRS obj dismissed by order of 8/18

Roanoke Calendar - 9/22/03

9:30 A.M. - CONFIRMATIONS

M. Giles DONNA DURHAM - Ch. 13 7-03-02956 Connelly/JJ
Plan filed 7/8; d/e # 6
Trustee's Report, Objection & Show Cause on Dismissal or Conversion [d/e # 16]
Supplemental Trustee Report, Obj & Show Cause on Dismissal or Conversion [d/e # 18]

P. Brown CHENISE ANDERSON - Ch. 13 7-03-02942 Connelly/SJ
Plan filed 7/6, d/e # 6
Trustee's Report, Objection & Show Cause on Dismissal [d/e # 16]

Krippend. JAMES BLACKBURN 7-02-01405 Connelly/SL
Mod Plan filed 5/28; d/e # 89, 90, 98 *contd from 7/14 & 8/25 (sale of house will
cure defaults)*

Motion #3: sell property free & Clear of liens and Motion t Shorten Notice
Debtor v. Wells Fargo Bank (Clarke) filed 8/26; d/e # 106, 107 *amended notice
filed to correct hearing time*

see also 11:00 a.m. confirmations below

11:00 A. M. - CHAPTER 13 CONFIRMATIONS

Janney NOETA MOORE - Ch. 13 7-03-00645 Connelly/SL
Mod Plan filed 7/11, d/e # 21, 24 *contd from 8/25*
Trustee's Obj/Show Cause:Dismiss/convert *contd fr 7/28 & 8/25* [d/e #14 & 26]

Debtor's Objection to Claim # 4 of First Union Nat'l Bank [d/e # 22]
Amended Obj of Debtor to Claim #4: Wachovia fka First Union National Bank; filed 7/29; d/e #23
Response filed 7/29; d/e # 27 (Garrett)

Roanoke Calendar - 9/22/03

11:00 A.M. - CONFIRMATIONS

M Hart MELVIN GARRETT 7-03-02161 Connelly/GR
Mod Plan filed 8/11; d/e # 39, 40
Obj: Miller Roofing Inc (Bosen) filed 8/27; d/e # 46
Obj: Salem Foundations Inc (McLean) filed 9/9; d/e # 50
Obj: C. Butler Heating & Air Conditioning (Patterson) filed 9/11; d/e # 52
Obj: Special Plumbing Inc (Patterson) filed 9/11; d/e # 51

Objs previously filed contd from 7/28 to hear w/mod plan by

- (1) City of Roanoke (Collins) d/e # 30,
- (2) W. C. Butler Heating & Air Conditioning (Patterson), d/e # 35 ;
- (3) Special Plumbing (Patterson, d/e # 34)
- (4) Trustee w/ Mot to Dism/Convert, d/e # 29

Valuation: 3605 Laurel Ridge Rd NW, mechanics lien: Miller Roofing, d/e # 13

Valuation: 3605 Laurel Ridge Rd NW mechanics lien: Special Plumbing & Mechanical
d/e # 14 & Obj of creditor , d/e # 22 (Patterson)

Valuation: 3605 Laurel Ridge Rd NW mechanics lien: Butler Heating & Air Conditioning, d/e # 15 & & Obj of Creditor, d/e # 23 (Patterson)

Valuation: 3605 Laurel Ridge Rd NW mechanics lien: Wholesale Enteririses, d/e # 16

Valuation: 3605 Laurel Ridge Rd mechanics lien: Salem Foundations , d/e # 17 &

answer filed by creditor (McLean) d/e # 21

Valuation: 3605 Laurel Ridge mechanics lien of Roger D Meador, d/e # 18

Valuation: 3605 Laurel Ridge mechanics lien: Keenan Electric Co , d/e # 19

Motion #1: Relief - filed 6/19; d/e # 24 25 *contd fr 8/25 w/ default conditions*
W.C.Butler Heating & AirConditioning Inc & Special Plumbing Inc (J.Patterson)
v. Debtor & trustee
Response filed 7/7, d/e # 32

Roanoke Calendar - 9/22/03

11:00 A. M. - MISCELLANEOUS

Giles	IRVING & DIANA HASKINS	7-99-02231	Connelly/GR
	Trustee Motion to Dismiss or convert, filed 4/22, d/e # 54 <i>cont fr 5/27 & 7/14</i> (<i>report of trustee of completion of plan payments 8/8; discharge of debtor 8/8</i>)		
Moses	JAMES PULLEN, SR. - Ch. 13	7-00-00960	Connelly/JJ
	Trustee's Motion to Dismiss Case [d/e # 37] <i>contd fr 8/25; 1 pmt arrears remains due</i>		
Proctor	SANDRA DUNCAN-chl3	7-99-04185	Connelly/SL
	Motion of Trustee to convert or dismiss filed 8/18; d/e # 72		

Janney DONALD EDGE-chl3 7-01-05014 Connelly/GR
Motion of Trustee to Dismiss or convert, filed 8/18; d/e # 47

M Hart CAROLYN JENNINGS-chl3 7-02-04765 Connelly/SL
Trustee's Motion to Dismiss or Convert filed 8/25, d/e # 29

P. Brown LINDA FERRELL - Ch. 13 7-02-03979 Connelly/NS
Trustee's Motion to Dismiss or Convert [d/e # 37]

Roanoke Calendar - 9/22/03

11:00 A. M. - MISCELLANEOUS

T Giles JOHN & LINDA THOMPSON-chl3 7-01-00169 Connelly/JJ
Trustee Motion to Dismiss filed 8/14; d/e # 26 *contd from 9/8*

Pro se BRENDA ROSS-chl3 7-03-03481 Connelly/
Trustee Motion to Dismiss case with prejudice filed 8/29; d/e # 15

Ludwig EDDIE ANTOINE III 7-02-03849 Connelly/LM
Motion of Commonwealth of Virginia Child Support Enforcement to
Dismiss Case (S. Cangin) filed 8/15; d/e # 26
Response of Debtor to Motion to Dismiss case filed 8/25; d/e # 27

Consent Order to be tendered (Cangin) - case settled

M Hart ROBERT & BRENDA HEDGE-chl3 7-03-00782 Connelly/SJ
Obj of Debtor to Claim #35 of Wells Fargo Home Mortgage, filed 6/27; d/e # 25
& Answer filed, d/e # 27 (Neyhart) - contd from 8/11

Janney DOROTHY ALLEYNE - Ch. 13 7-03-00221 Connelly/GR
Motion # 1: Relief--filed 9/2 [d/e # 24]
Aurora Loan Services, Inc. (Jaffe) v. Debtor & Trustee

Roanoke Calendar - 9/22/03

11:00 A M. - PRE-TRIAL CONFERENCES

Hart MARGARET ROSS-chl3 7-02-03194 Connelly/S
A/P 7-03-00077: Det. Validity, priority, extent of lien; *final ptc; set @ 11:00 by agr.*
(*Filed amendment to add deed of trust trustees; summons re-issued 8/12 for*
newly added defendants))
Debtor v. Home Improvement Acceptance Corp aka Home Acceptance and
Rebecca Connelly, Ch 13 Trustee(); Robert Middaugh, Deed of Trust
Trustee()

2:00 P. M. - PRE-TRIAL CONFERENCES

Bowman JOHNNY & ELIZABETH GREENWAY-ch7 7-99-03068 Krippend/JM
A/P 7-03-00028: Obj to discharge
W. Clarkson McDow, U.S.Trustee (Garber) v. debtors
--Ord previously entered granted default as to Elizabeth Greenway; contd

for further consideration of Motion for Default as to Johnny Greenway and entry of default order w/o ntc or hrg if responsive pleading not filed as ordered by 4:30 p.m. on 9/19

(contd from 6/9 & 7/14 calendars)

Delafield DANA & KATHERINE HAYNES-ch7 7-00-02871 Krippend/LM
A/P 7-03-00104: Det. Dischargeability
Debtors v. ERA dba The Property Center Inc ();
Larry Tucker(); Tom McCallister (); McCallister
Construction(); John Fizer(); Florence Fizer()
& Evelyn Krippendorf, Trustee ()

Smith, C KAREN BUSHNELL 7-03-01811 Vogel/JM
A/P 7-03-00105: Recover money or property
Debtor (Smith) v. Platinum Financia Services Corp () and
Wolpoff & Abramson LLP ()

Roanoke Calendar - 9/22/03

2:00 P. M. - PRE-TRIAL CONFERENCES

Wentz HELEN ANDERSON-ch7 7-03-01596 McLean/S
A/P 7-03-00107: Det. Dischargeability
Debtor v. US Dept of the Treasury /IRS ()

Woodward LINDA HATCHER-ch7 7-03-00060 McLean/LM
A/P 7-03-00023: Determine validity, priority & Extent of liens
Debtor v. Fairbanks Capital Corp (McWilliams); EquiCredit Corp of Va(McWilliams);
Draper & Goldberg, PLLC (McWilliams) and George McLean, Trustee(McLean)
–Order of 8/22 set discovery cut-off and scheduled final pre-trial 10/27 @ 2:00

Krippendorf MARK ANDERSEN - Ch. 7 7-03-01912 McLean
A/P 7-03-00131: Determine dischargeability of a debt
Capital One Bank (Sinesi) v. Debtor
-Summons re-issued for 10/6 @ 2:00 p.m. at request of pltf counsel

2:00 P.M. - MISCELLANEOUS

Delafield JUDITH REINEKE-ch7 7-03-02589 Krippend/AF
Obj of Trustee to Claim of Exemptions filed 7/30; d/e # 13 *contd from 9/8*
for argument or cross-examination of debtor by trustee if so desired;
-debtor testimony heard 9/8 & transcript ordered by court.

P. Brown RONALD HOLLIDAY - Ch. 7 7-03-02270 McLean/NS
Debtor's Motion to Redeem Property-1998 Dodge Intrepid [d/e # 17] *contd fr 8/25*

Motion # 1: Relief-filed 7/1 [d/e # 13] *contd from 7/28 & 8/25*
Transouth Financial Corp. (Sublett) v. Debtor & Trustee
Answer filed (Brown) on 7/7; d/e # 16

Roanoke Calendar - 9/22/03

2:00 P. M. - MISCELLANEOUS

Bowman ROGER CROWDER JR-ch7 7-01-00333 McLean/VS
Motion of Trustee for Debtor to Appear & showcause: Failure to obey order
of court entered on 5/31/02 , filed 6/20; d/e #39; *contd from 7/28*

Gardner TIMOTHY CHEWNING-ch7 7-03-02780 Creasy/AF
Motion of U. S. Trustee to Extend Debtor's Discharge and time for filing Motion to Dismiss or

Complaint to deny discharge, filed 8/22, d/e # 11; 8/25; d/e # 12 ntc
–*Order of 9/15 dismissed trustee's motion*

P Brown JERRAD & BRANDY CAMPBELL-ch7 7-03-02621 Creasy/GR
Motion of U. S. Trustee to Extend Debtor's Discharge and time for filing Motion to Dismiss or
Complaint to deny discharge, filed 8/22; ntc 8/25, d/e #14
–*Order of 9/4 withdrew motion and dismissed trustee's objection*

Delafield SHARON BELL-ch7 7-03-02249 Creasy/S
Motion of U. S. Trustee to Extend Debtor's Discharge and time for filing Motion to Dismiss or
Complaint to deny discharge, filed 8/15; d/e # 18
–*ORDER to chambers 9/19 entered granting extension to 10/20/03*

Motion of U. S. Trustee for Examination under R2004, filed 8/15; d/e # 19

Motion of Trustee to Extend Debtor's Discharge and time for filing Motion to Dismiss or
Complaint to deny discharge, filed 8/22; d/e # 13, 14

Pro se APRIL JENNINGS-ch7 7-02-03697 McLean/NS
Motion of Trustee for debtor to appear and showcause why she should not be held
in contempt for failure to comply with court order of 12/3/02, filed 6/27; d/e # 24
– *contd from 7/28*

Roanoke Calendar - 9/22/03

2:00 P. M. - MISCELLANEOUS

Allen MATTHEW STULTZ-ch7 7-03-02885 Krippend/SL
Objection of Trustee to Claim of Exemptions filed 8/15; d/e # 14
–*Order of 9/5 sustained trustee's objection*

M Hart	LAWRENCE & DEBORAH SHAIN-ch7	7-02-03372	McLean/SJ
	Motion of Trustee for Order Directing Proceeds from Estate be Turned over to Trustee filed 6/27; d/e # 20 <u>Answer of Debtors (Hart) filed 7/3 d/e # 22</u> <i>–contd from 7/28 to await 9/18 deadline to file claims</i>		
Krippend	MICHAEL & ROXANE HILL-chl3	7-02-01744	Connelly/SO
	Debtor Motion to Reconsider Order Vacating Stay in Motion #1: John Kosko, Trustee under John Kosko Living Trust (McLean) v. debtor & trustee - <i>contd from 7/14</i> <i>& 8/11</i>		
	Motion of Trustee to Dismiss or convert filed 8/14; d/e # 73 <i>contd from 9/8</i>		
Padgett	ROYAL FINISH, INC. - Ch. 7	7-01-04915	McLean/SL
	Trustee's Objection to Claim # 6 of City of Roanoke in the amount of \$496.74 [d/e # 21]		
M Hart	PATRICIA ANDERSON-CH7	7-01-03048	Krippendorf/AF
	Motion of Trustee for Compensation of \$2,212.18 and expenses of \$76.27 filed 8/15; d/e # 62 <i>noticed at 9:00 a.m. in error – to be renoticed for 2:00 p.m with</i> <i>Judge's approval ONLY IF an objection is timely filed (Objs deadline 5 days before hrg)</i>		
Huffman	ERNEST HELTON	7-03-03045	Creasy/SL
	Motion #1: Relief - filed 8/21, d/e # 12, 13, 14 U S Bank (Clarke) v. debtor & trustee		

Roanoke Calendar - 9/22/03

2:00 P. M. - MISCELLANEOUS

Giles	CALVIN & SHELBY PRICE	7-03-02836RKR	Vogel/JJ
	Motion #1: Relief - filed 8/22; d/e # 13, 14 - <i>recusal</i> Wachovia Bank NA (Zimm) v. debtors & trustee <i>–ORDER granting relief with stipulations entered 9/10</i>		

Delafield VALENCIA JERNIGAN-SMITH-ch13 7-03-02198 Connelly/AF
Motion to Re-Open case (Amended) and Reconsider Order of Dismissal filed
by debtor, 8/25, d/e # 23 (original motion filed 8/22; dismissal order entered 8/12)
NOTE: CASE IS NOT CLOSED.

Huffman MELVIN SPENCER-ch7 7-03-02491 Vogel/GR
Motion #2: Relief - filed 8/25; d/e # 16, 17
Suntrust Bank (Barry) v. debtor & trustee
–ORDER of 9/12 granted relief

P Brown THEODORE & HEATHER JACKSON 7-03-03193 mCLEAN/vs
Motion #1: Relief - filed 8/26; d/e # 10, 11,
Option One Mortgage (Bierman) v. debtors & trustee
Response of Debtors, filed 8/27; d/e # 12

*Note: Mot to convert to Ch 13 filed 9/19; Motion Jacket only in docket tray; case file
in Intake Area for processing*

Shelor STACY EPPERSON-ch7 7-03-03335 Vogel/SL
Motion #1: Relief - filed 8/26; d/e # 10, 11, 12
Transouth Financial Corp (Sublett) v. Debtor & trustee
–Order (default) granting relief entered 9/18

R Foster JAMES & ANDREA MITCHELL - 7-99-04315rkr Krippend/SL
Objection to Claim #24: Duke Energy, filed 7/30; d/e # 302 (*recusal by 9/12 order*)

Roanoke Calendar - 9/22/03

2:30 P.M. - MISCELLANEOUS

Motion of Debtor (Pro se) to Remove Evelyn Krippendorf as Chapter 7 Trustee
d/e #39 *contd from* 6/23 & 7/14 & 9/8

Motion of Debtor (Pro se) for Sanctions against Evelyn Krippendorf filed 7/9 [d/e # 103]
Motion of Debtor to Shorten Notice Requirement on Motion for Sanctions
filed 7/9 [d/e # 104] *contd from* 7/14 & 9/8

Debtor Mot to Alter/Amend order of 7/31 granting compromise mot of trustee filed 8/15 [141]
contd from 9/8

Motion of U. S. Trustee for further extension of Discharge of Debtor
Filed 9/5; *contd from* 9/8

Debtor's Objections to Claims of:

1 - Mrs. Barbara G. Mills

Motion to Dismiss the Debtor's Objection to Claim # 1 filed by Barbara Mills 9/16/03
(McNally) [d/e # 172]

2 - City of Roanoke

Response filed 9/17; d/e #173, (Collins)

3 - Verizon

4 - U. S. Bankruptcy Court Clerk

Response filed 9/3; d/e # 163 (Eckert)

Debtor Motion for Order of Contempt against County of Franklin VA ()
Linda F. Messenger, Franklin Co. Treasurer() and Paige L. Renick, Chief
Deputy Treasurer of Franklin County () filed 8/29; d/e # 158